7685003/2023/VIG-II-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department – Allegation of irregularities in advances made to the contractors without completing the works in Chakrayapeta Mandal, Kadapa District - Initiation of disciplinary proceedings and charges under Rule 20 of A.P.C.S (CC&A) Rules, 1991 against **Sri K. Vijay Prasad, the then Mandal Parishad Development Officer**, Chakrayapeta Mandal, Kadapa District - Charge not proved in inquiry report dt:10.10.2022 of the SE, RWS&S, Kadapa - Representation received – Further action dropped – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No. 427 **Dated:24.07.2023.**

Read the following:

1. From the DG, V&E, Vigilance Report No. 22 (C.No. 1314/V&E/E1/2012), dated: 21.10.2014.
2. G.O.Rt.No. 191, PR&RD (Vig. II) Department,Dt:23.02.2015.
3. From Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, Kadapa District and presently working as MPDO, Gooty, written statement of defence dt: Nil (rec. on 21.04.2017).
4. G.O.Rt.No.500, PR&RD (Vig. II) Department, Dt: 22.06.2022.
5. From the Superintending Engineer, RWS&S, Kadapa & Inquiry Officer, Letter No. A1/80/2015, Dt:10.10.2022.
6. Govt. Memo No. 18366/Vig. II/2014-11, PR&RD (Vig.II) Department, Dt: 16.02.2023.
7. From Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, YSR Kadapa District and presently working as MPDO, Atmakur of Ananthapur District, representation dt:Nil (rec. on 16.03.2023)

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ORDER:

Based on the recommendations of the Director General, General Administration (Vigilance & Enforcement) Department made in the reference 1st read above, on the allegation of irregularities on selected (15) works among (17) RWS&S works for which advances were given to the Contractors without completing the works in Chakrayapeta Mandal of Kadapa District, Government have initiated disciplinary proceedings and framed following article of charge under Rule 20 of A.P.C.S (CC&A) Rules, 1991 vide reference 2nd read above against K. Vijaya Prasad, the then Mandal Parishad Development Officer, Chakrayapeta Mandal, Kadapa District, with a direction to submit his written statement of defence :

[P.T.O]

Charge :

That Sri K. Vijaya Prasad, Mandal Parishad Development Officer, while working at Chakrayapeta Mandal in Kadapa District has (**i**) recovered the advance amount of Rs.39.92 lakhs after lapse of (55) days for one work and after lapse of (117) days for the remaining works; (**ii**) has made payment without any proper scrutiny and without pre-audit (**iii**) has made payment for other than approved estimated items and non-check-measured items and (**iv**) made excess payment of Rs.7073/-; Hence, the charge.

2. In the reference 3rd read above, the charged officer Sri K. Vijaya Prasad, Mandal Parishad Development Officer, Chakrayapeta Mandal, Kadapa District, has submitted his written statement of defence to Government for taking further action in the matter.

3. Government have not satisfied with the Written Statement Defence submitted by Charged Officer and decided to conduct regular enquiry into the matter against the charged officer Sri K. Vijaya Prasad, M.P.D.O., and two **(2) other co-charged officers** involved in the case. Accordingly, in the reference 4th read above, Government have appointed the Superintending Engineer, RWS&S Circle, Kadapa as the Inquiry Officer under Rule 20 (2) of A.P.C.S (CC&A) Rules, 1991 to inquiry into the charges against the three (3) Charged Officers in the matter.

4. In the reference 5th read above, the Superintending Engineer, RWS&S, Kadapa and Inquiry Officer has submitted inquiry report, wherein the Inquiry Authority has held that the counts - (i), (ii) & (iii) of charges are not held proved against the charged officer. With regard to count (iv) of charge viz,. that the Charge Officer made excess payment of Rs.7,073/-, the Inquiry Officer has observed that the excess payment was made by the charged officer to Sri K. Maddileti, the then Assistant Engineer of RWS&S Section, Chakrayapeta and the same can be recovered from the Assistant Engineer. However, the charged officer is also responsible for excess payment. The I.A. held that count (iv) of charge is partially proved against the charged officer Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, Kadapa District.

5. In the reference 6th read above, Government, among others, have communicated a copy of the inquiry report to the charged officer Sri K. Vijaya Prasad, former MPDO, Chakrayapeta Mandal, Kadapa District, as per Rule 21 (2) of A.P.C.S (CC&A) Rules, 1991 for his representation, if any on the findings of the Inquiry Authority, among others.

6 In the reference 7th read above, the charged officer Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, YSR Kadapa District and presently working as MPDO, Atmakur of Anantapuramu District, has submitted his representation stating that three (3) counts of charge are not held proved and one count is partially proved i.e. "made excess payment of Rs.7073/-" against him only. He has stated that the excess payment was

made due to wrong calculation in the payment order of the work "providing storage facility to Devaragattapalli H/o Nersupalli, Chakrayapeta Mandal" vide M.B.Nos.3907-B, 3855-B & 8809-B. The work was executed departmentally and the payment was made to the then Assistant Engineer, RWS&S, Chakrayapeta and not for any Contractor. Moreover, the payment was made as part bill only, final amount was not paid, the excess paid amount if any in the part bills can be deducted in the final bill after completion report is approved. He has stated that Sri K. Maddileti, the then Assistant Engineer, RWS&S, Chakrayapeta to whom he has made excess payment, had remitted the above excess payment to the MPP General funds through CFMS transaction ID No.60118775242022 Dt:20.10.2022 for Rs.7073/- and the MPDO also issued a certificate to that effect. He has requested to consider his representation and to drop the charge as there is no loss to Government in the matter.

7. Government have examined the matter and observed that out of four (4) counts of charge, only the count-4 is partially proved and the charged officer has submitted representation and the same is found convincing. Hence, Government have taken a decision to drop further action against the charged officer Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, Kadapa District, in the matter.

8. Accordingly, Government after careful examination of the matter, hereby drop further action against Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, YSR Kadapa District and presently working as MPDO, Atmakur of Anantapuramu District, in the matter.

9. The Commissioner, Panchayat Raj and Rural Development, AP, Tadepalli, Guntur District, is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner, Panchayat Raj and Rural Development, AP, Tadepalli, Guntur District.
Sri K. Vijaya Prasad, the then MPDO, Chakrayapeta Mandal, Kadapa District and presently working as MPDO, Atmakur of Anantapuramu District.
(through the Commissioner, Panchayat Raj & Rural Development, AP, Tadepalli)

Copy to:

The Engineer-in-Chief, Panchayat Raj, AP, Vijayawada.
The Secretary to VC, A.P. Vigilance Commission, Velagapudi
The PR&RD (Estt. V) Department.
OSD to Hon'ble Dy.C.M for PR&RD.,
PS to Spl.CS to Govt, PR&RD. Dept.,
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER